

Applicant : Robert M. Ayers  
Serial No. : 09/639,582  
Filed : August 14, 2000  
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Attorney's Docket No.: 07844-367001 / P342

### REMARKS

Claims 1-12 are pending in the present application. Claims 1-12 are rejected under 35 U.S.C. 112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which application regards as his invention. Claims 1-12 are rejected under 35 U.S.C. 102(e) as being anticipated by Microsoft PowerPoint 2000.

The applicant has amended claims 1, 5-7, and 11-12 and added new claims 13 and 14. No new matter has been added by way of this amendment. The applicant respectfully request reconsideration in view of these amendments and the following remarks.

#### 1. Interview Summary

The applicant thanks Examiner Huynh for the courtesies extended during the telephone interview that occurred on May 20, 2004. During the interview, claim 1 and the PowerPoint reference were discussed. Agreement was reached that the PowerPoint reference fails to show a synthesized metric. The applicant agreed to amend the claim language to more clearly describe the synthesized metric.

#### 2. 112 Rejection of Claims 1-12

The examiner has stated that the claim language "one or more boxes contained within the at least one box" is contradictory to the figures, which do not show any boxes contained within the at least one box.

The drawings have been amended to show a column box with line boxes contained within the column box. No new matter has been added by way of this amendment.

#### 3. 102(e) Rejection of Claims 1-12

##### A. Claims 1-12

Claim 1 recites a page layout template that includes at least one box having one or more adjustable metrics, wherein the adjustable metrics of the at least one box include a synthesized metric, a synthesized metric being a metric whose value is defined as a function of the size of

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one or more boxes contained within the at least one box when the contained boxes have been filled with content.

PowerPoint shows at least one box with adjustable metrics, but fails to show that the adjustable metrics includes a metric that is a synthesized metric. As recited, a synthesized metric is an adjustable metric of the at least one box that is defined as a function of the size of one or more boxes contained within the at least one box when the contained boxes have been filled with content.

B. Newly Added Claims 13 and 14

Newly added claim 13 recites the specific case where the synthesized metric is the height of the at least one box and is defined as the sum of the heights of one or more boxes contained within the at least one box when the contained boxes have been filled with content.

Because PowerPoint does not show a synthesized metric at all, PowerPoint also does not show the specific case where the synthesized metric is the box height, as recited by claim 13.

For at least these reasons, the applicant respectfully submits that all claims are allowable over PowerPoint and requests that all claims be allowed.

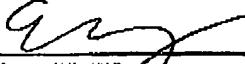
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Please apply any other charges or credits to deposit account 06-1050.

Respectfully submitted,

Date: 6-11-04

  
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